

COMMISSIONERS' COURT DOCKET, AUGUST 11, 2008  
REGULAR SESSION

THE STATE OF TEXAS  
COUNTY OF MONTGOMERY

BE IT REMEMBERED that on this the 11<sup>th</sup> day of August, 2008, the Honorable Commissioners' Court of Montgomery County, Texas, was duly convened in a Regular Session in the Commissioners' Courtroom of the Montgomery County Courthouse Annex, Conroe, Texas, with the following Members of the Court present:

County Judge,	Alan " Barb" Sadler
Commissioner,	Precinct #1 - Mike Meador
Commissioner,	Precinct #2 - Craig Doyal
Commissioner,	Precinct #3 - Ed Chance
Commissioner,	Precinct #4 - Ed Rinehart
Also -	Aimie Kemp, County Clerk' s Office

INVOCATION GIVEN BY SHERIFF TOMMY GAGE

PLEDGE OF ALLEGIANCE RECITED BY EVERYONE PRESENT

1. COMMISSIONERS' COURT AGENDA APPROVED

Motion by Commissioner Chance, seconded by Commissioner Meador, to approve Commissioners' Court Agenda for discussion and necessary action. Motion carried.

COURT CONVENEED A PUBLIC HEARING REGARDING THE PROPOSED MONTGOMERY COUNTY TAX RATE.

THERE BEING NO CITIZENS WHO WISHED TO ADDRESS THE COURT REGARDING THE ABOVE MATTER, JUDGE SADLER ADJOURNED THE PUBLIC HEARING.

2. PUBLIC HEARING DATE APPROVED - TAX ASSESSOR/COLLECTOR

Motion by Commissioner Doyal, seconded by Commissioner Meador, to approve setting the second public hearing for the proposed tax increase for August 18, 2008 at 9:30 a.m., in the Commissioners' Courtroom. Motion carried.

3. PROCLAMATION APPROVED - CHILDREN' S MENTAL HEALTH MONTH

Motion by Commissioner Doyal, seconded by Commissioner Meador, to proclaim August 2008 as Children' s Mental Health Month in Montgomery County and call upon all citizens, community agencies, health providers, faith-based organizations, law enforcement personnel, elected officials, medical facilities and businesses to increase their participation in efforts to provide adequate mental health care for all children, thereby strengthening the community in which we live, as per Proclamation on file. Motion carried.

4. RESOLUTION APPROVED - TEXAS DEPARTMENT OF TRANSPORTATION

Motion by Judge Sadler, seconded by Commissioner Doyal, to approve a Resolution from the Texas Department of Transportation cancelling the proposed Loop 336 project and utilizing those funds for the much needed improvements along F.M. 3083 from Interstate 45 to Airport Road, effective immediately. Also, Commissioners Court is authorized to execute all necessary documents regarding same on behalf of Montgomery County Texas, as per Resolution on file. Motion carried.

AGENDA ITEM 6C - HOUSTON-GALVESTON AREA COUNCIL RESOLUTION - DEFERRED

5. MINUTES APPROVED - COMMISSIONERS' COURT MINUTES - COUNTY CLERK

Motion by Commissioner Meador, seconded by Judge Sadler, to approve Commissioners' Court Minutes for July 28, 2008, as presented by the County Clerk. Motion carried.

6. CONSENT AGENDA APPROVED - AGENDA ITEMS 8A THROUGH 8L

Motion by Commissioner Chance, seconded by Commissioner Meador, to approve the Consent Agenda, as follows:

COUNTY AUDITOR - AGENDA ITEMS 8A

- a. ACCOUNTS approved, as submitted by the County Auditor.
- b. BUDGET AMENDMENTS approved, as follows:
  - 1. 9<sup>th</sup> District Court - to adjust line items.
  - 2. Adult Probation - to adjust line items.
  - 3. C/P Library Bonds - to adjust line items.
  - 4. C/P Road Bonds Series 2006B - to adjust line items.
  - 5. CDBG Disaster Rec Grant - to adjust line items.
  - 6. Child Welfare - to adjust line items.
  - 7. Commissioner Pct 1 - to adjust line items.
  - 8. Commissioner Pct 2 - to recognize and allocate revenue.
  - 9. Commissioner Pct 3 - to recognize and allocate reimbursements.
  - 10. Commissioner Pct 3 - to fund Spring Creek Greenway Patrol for P/R 4/11/08.
  - 11. Commissioner Pct 3 - to fund Spring Creek Greenway Patrol for P/R 4/25/08.
  - 12. Commissioner Pct 3 - to fund Spring Creek Greenway Patrol for P/R 5/9/08.
  - 13. Commissioner Pct 3 - to fund Spring Creek Greenway Patrol for P/R 5/23/08.
  - 14. Commissioner Pct 3 - to fund Spring Creek Greenway Patrol for P/R 6/20/08.
  - 15. Commissioner Pct 3 - to fund Spring Creek Greenway Patrol for P/R 7/4/08.
  - 16. Commissioner Pct 3 - to recognize and allocate reimbursements.
  - 17. Commissioner Pct 4 - to adjust line items.
  - 18. Commissioner Pct 4 - to recognize and allocate reimbursements.
  - 19. Communications/Info Serv - to transfer funds for shortage in restricted line.

20. Constable Pct 2 - to adjust line items.
21. Constable Pct 3 - to adjust line items.
22. Contingency - to transfer funds for security expense.
23. County Attorney - to adjust line items.
24. County Clerk - to recognize and allocate revenue.
25. Purchasing Agent - to adjust line items.
26. Risk Management - to transfer funds for damage claim.
27. Risk Management - to transfer funds for damage claims.
28. Sheriff - Auto Theft Yr 14 - to adjust line items.
29. Sheriff - to recognize and allocate reimbursement.
30. Sheriff - to adjust line items.
31. Sheriff - to recognize and allocate auction proceeds.
32. Sheriff - to transfer funds for digital photo server and project.
33. Sheriff - to adjust line items.
34. Sheriff - to recognize and allocate reimbursements.

as per Budget Amendments on file.

- c. MONTHLY FINANCIAL REPORT accepted, for June 2008, as per Report on file.

#### COUNTY TREASURER - AGENDA ITEMS 8B

- a. WEEKLY INVESTMENT REPORT approved, for Week of July 28 - August 1, 2008, as per Report on file.

#### AGENDA ITEM 8B-2 - WEEKLY INVESTMENT REPORT FOR WEEK OF AUGUST 4 - 8, 2008 - REMOVED FROM AGENDA

- c. PLEDGES AND/OR RELEASES OF COLLATERAL approved, as per Report on file.
- d. BANK RESOLUTION approved, Account Style: Montgomery County Special Liquidity Fund - Account Number 1304002338, as per Resolution on file.
- e. STATEMENT OF BALANCES approved, for month of June 2008, as per Statement on file.

#### TAX ASSESSOR/COLLECTOR - AGENDA ITEM 8C

- a. RECEIPT acknowledged, of a Tax Abatement Application from C T Industries, Inc. Also, County Attorney, Commissioner Pct. 2, Craig Doyal, and the Tax Assessor-Collector authorized to draft an Agreement in compliance with County Policy, as per Memo on file.

#### PURCHASING DEPARTMENT - AGENDA ITEMS 8D

- a. AUTHORIZATION TO ADVERTISE approved, for the following bids/proposals:
  1. Skidcar System - Sheriff' s Office.
  2. Fire Protection System - Installation and/or repair - Various Departments.
  3. Animal Management Micro Chips - Animal Shelter/Constable #3.

4. RFP/Q Programming Technical Resources Services - Various Departments.
5. Extension of Dark Fiber - CIS.
6. On-Line Auction - Various Departments.
7. Tires & Tubes - Various Departments.
8. Additional Electrical Services - Various Departments.
9. Additional Plumbing Services - Various Departments.
10. Window Cleaning & Pressure Washing Services - Various Departments.
11. Additional Misc. Maintenance and New Construction - Various Departments.
12. Crime Lab Supplies - Sheriff' s Office.
13. Ford & Chevrolet Component Parts - Various Departments.
14. RFP/Q Manual Food Service - Various Departments.
15. Aluminum Bleachers - Parks.

(No paperwork).

b. RENEWAL CONTRACTS approved, as follows:

1. All American Sales Corp - P.O. #2008089 - for spike systems for Law Enforcement - Various Departments.
2. Crystal Communications, LTD - P.O. #2007527 - for point to point bridges and software appliance - Pct. #3.
3. G T Distributors, Inc. - P.O. #2007032 - for tactical pants/shorts - Sheriff' s Office.
4. Cox, W T Subscriptions, Inc. - P.O. #2007205 - for service for supplying periodicals - Library
5. Harts Auto Supply - P.O. #2007047 - for brake parts - Various Departments.
6. Bank of America - P.O. #2006040 - for procurement/travel (purchasing) credit cards - Various Departments.
7. Conroe Family Medicine, P.A. - P.O. #2008013 - for physician services - Juvenile Probation.
8. Decatur Electronics, Inc. - P.O. #2008045 - for additional emergency equipment - Various Departments.
9. Fleet Safety Equipment, Inc. - P.O. #2008043 & 2008043X - for additional emergency equipment - Various Departments.

10. Mobile Vision, Inc./L-3 Communication - P.O. #2008044 - for additional emergency equipment - Various Departments. Changes noted in file.

as per Memo on file.

- c. PAYMENT AND PERFORMANCE BONDS acknowledged and accepted, for Montgomery County Jail Renovations - Infrastructure, in the amount of \$1,500,000.00 submitted by Fairweather Group, L.L.C., as per Bonds on file.
- d. PAYMENT BOND acknowledged and accepted, for Construction of the Montgomery County War Memorial Park - Parks, in the amount of \$39,253.00 submitted by Woodway Builders & Development Co., Inc., as per Bond on file.
- e. REQUEST approved, to rename the following bids/proposals:
1. New Heavy Duty 3/4 Ton Crew Cab Pick-Up Truck - Precinct #1 to New Truck - Precinct #1
- (No paperwork).
- f. REQUEST approved, to declare the following items as salvage: Misc. office items - JP #2, as per Request on file.
- g. LIST acknowledged and accepted, of items sold on July 3, 2008 through the Montgomery County on-line auction and check #15145 totaling \$17,081.76 from Rene Bates Auctioneers, Inc. Item #DA8 retained due to non-payment. Item #DA5 retained due to description error, as per List on file. (Check forwarded to County Treasurer for further handling).
- h. CHANGE ORDER #3 approved, Purchase Order #2007369 to GTT, Inc. for a credit in graphics allowance at price decrease of \$300.00 for Complete Construction of the Justice of the Peace Building - JP #4, as per Change Order on file.
- i. CHANGE ORDER #14 approved, Purchase Order #2004304 to Strategy 7 Corporation for changes for Hardware IBM Maintenance and Software (AIX) Support - CIS, as per Change Order on file.
- j. CHANGE ORDER #4 approved, Purchase Order #2006308 to Huskey Construction for changes for Mowing of Right-of-Ways - Precinct #2, as per Change Order on file.
- k. CHANGE ORDER #1 approved, P.O. #2008076 to Carter & Burgess, Inc. to include preparing a wetland determination report for the Taylor and St. John tracts for a total increase of \$7,274.16 and extend the termination date to September 1, 2009, for Wetlands & Waters of the US Determination Report & Pre-Construction Notification for 11 acre Riley Fuzzel Tract for the Spring Creek Greenway Project - Precinct #3, as per Change Order on file.
- l. CHANGE ORDER #14 approved, Purchase Order #2005128 to Hardco Pest Control for changes for Pest Control Services - Various Departments, as per Change Order on file.

- m. CHANGE ORDER #2 approved, Purchase Order #2008440 to Montgomery County Printers for changes for Printing of Misc. Forms - Various Departments, as per Change Order on file.
- n. CHANGE ORDER #1 approved, Purchase Order #2008439 to General Printing Co. for changes for Printing of Misc. Forms - Various Departments, as per Change Order on file.
- o. CHANGE ORDER #3 approved, Purchase Order #2006535 to Conroe Door and Hardware for changes for Hardwood Lumber Supplies and Misc. Items/Picked up - Various Precincts, as per Change Order on file.
- p. CHANGE ORDER #4 approved, Purchase Order #2006536 to Conroe Door and Hardware for changes for Hardwood Lumber Supplies and Misc. Items/Picked up - Building Maintenance, as per Change Order on file.
- q. CHANGE ORDER #10 approved, Purchase Order #2004219 to Stephens Office Supply, Inc. for changes for Office/Computer/Paper Supplies and Accessories w/On-line Ordering - Various Departments, as per Change Order on file.
- r. CHANGE ORDER #7 approved, Purchase Order #2008111 to Miller Uniforms & Emblems, Inc. for New Uniforms - Sheriff' s Office to add items, as per Change Order on file.
- s. CHANGE ORDER #1 approved, P.O. #2008492 to KDM Property Acquisitions for changes for R-O-W Acquisition Services on FM 1484 from Loop 336 to FM 3083 - Precinct #1 (MCTP), as per Change Order on file.
- t. CANCELLATION approved, of the following purchase orders:
  1. P.O. #2004375 to Contract Pharmacy Services, Inc. for Pharmaceuticals - Prescriptions - Sheriff' s Dept./Jail Div. and Juvenile Department, effective July 30, 2008. (month to month)
  2. P.O. #2008145, 2008146, 2008147, & 2008148 to RAC Materials, Inc. for Bulk Road Materials - Various Precincts, effective September 5, 2008.
  3. P.O. #2008139 to Hallett Materials for Bulk Road Materials - Precinct #4, effective September 5, 2008.
  4. P.O. #2008126, 2008127, 2008128, 2008129, & 2008130 to Pavers Supply Co. for Bulk Road Materials - Various Precincts, effective September 5, 2008.
  5. P.O. #2008140, 2008141, 2008142, 2008143 & 2008144 to Cleveland Asphalt Products, Inc. for Bulk Road Materials - Various Precincts, effective September 5, 2008.
  6. P.O. #2008131, 2008132, 2008133, & 2008134 to Southern Crushed Concrete, L.L.C. for Bulk Road Materials - Various Precincts, effective September 5, 2008.

7. P.O. #2008135, 2008136, 2008137, & 2008138 to Century Asphalt, Ltd. for Bulk Road Materials - Various Precincts, effective September 5, 2008.

as per Memos on file.

- u. DATE approved, of September 17, 2008 as the cut off date for purchasing goods and services except for emergency, operational needs and items on a blanket purchase order that are absolutely necessary. (No paperwork).

#### RISK MANAGEMENT - AGENDA ITEMS 8E

- a. PAYMENT acknowledged, to Masters Touch Collision Repair in the amount of \$660.13 in reference to CLAIM #A-08-0025. Date of accident: 02/13/08, as per Memo on file.
- b. PAYMENT acknowledged, to Rachell Lynn Henderson in the amount of \$1,356.20 in reference to CLAIM #A-08-0035. Date of accident: 12/10/07, as per Memo on file.
- c. PAYMENT acknowledged, to Enterprise Rent-A-Car in the amount of \$325.35 in reference to CLAIM #A-08-0060. Date of accident: 05/06/08, as per Memo on file.
- d. OFFICIAL BONDS AND OATHS approved, as follows:
  1. Heidi Argueta - Reserve Deputy Constable Pct #3 - Bond #15170062 - New
  2. John C. Wren - Reserve Deputy Constable Pct #3 - Bond #15167651 - New

as per Bonds on file.

#### COMMISSIONERS - AGENDA ITEMS 8F

- a. PRECINCT 4
  1. FINANCIAL STATEMENT approved, ending September 30, 2007 for Montgomery County Emergency District #11, as per Report on file.
  2. APPOINTMENT approved, of Jerry Guion to Splendora' s ESD #11 Board of Commissioners replacing Barry Welch. Mr. Guion' s term of office will end December 31, 2009, as per Memo on file.

#### COMMISSIONERS - COUNTY ATTORNEY - ROAD AND BRIDGES - AGENDA ITEMS 8G

- a. PRECINCT 1
  1. ORDER approved, authorizing County Judge to sign draw on Maintenance Bond and Letter of Credit for Stone Creek Section One (1), as per Order on file.

2. ORDER approved, authorizing County Judge to sign draw on Maintenance Bond and Letter of Credit for Lake Breeze Section One (1), as per Order on file.
  3. ORDER approved, accepting Special Warranty Deed for Parcel 1 of the FM 1484 Extension Project and authorizing County Judge to sign for the acceptance of the Special Warranty Deed from Conroe Industrial Development Corporation, as per Order and Special Warranty Deed on file.
  4. ORDER approved, accepting Temporary Construction Easement for Parcel 1A of the FM 1484 Extension Project and authorizing County Judge to sign for the acceptance of the temporary construction easement from Conroe Industrial Development Corporation, as per Order and Temporary Construction Easement on file.
- b. PRECINCT 2
1. ORDER approved, acknowledging receipt of Amendment to Letter of Credit No. SC 4804 for The Village at High Meadow Ranch Section Five (5), as per Order and Amendment to Standby Letter of Credit on file.
  2. ORDER approved, accepting Warranty Deed for Parcel 19 of the Nichols Sawmill Road Project from Bernell K. Lovett, Trustee in the amount of \$62,856.00 and authorizing County Judge to sign for the acceptance of the Warranty Deed, as per Order and Warranty Deed on file.
  3. ORDER approved, accepting Warranty Deed for Parcel 22 of the Nichols Sawmill Road Project from Joseph A. Lee and Sheila M. Lee in the amount of \$53,050.00 and authorizing County Judge to sign for the acceptance of the Warranty Deed, as per Order and Warranty Deed on file.
  4. ORDER approved, accepting Warranty Deed for Parcel 25 of the Nichols Sawmill Road Project from Joseph A. Lee and Sheila M. Lee in the amount of \$411,140.00 and authorizing County Judge to sign for the acceptance of the Warranty Deed, as per Order and Warranty Deed on file.
  5. ORDER approved, acknowledging receipt of Check No. 1410 in the amount of \$10.00 from Mark T. Kee for lease of real property described as Lot 56, Pine Vista Mobile Home Village, as per Order on file. (Check forwarded to County Treasurer for further handling).
- c. PRECINCT 4
1. ORDER approved, acknowledging receipt of replacement Maintenance Bond with Surety for Peach Creek Plantation Section One (1), as per Order and Maintenance Bond With Surety on file.
  2. AGREEMENT approved, authorizing placement of improvements within Right-Of-Way of Riverwalk Drive, as per Agreement on file.



d. ALL PRECINCTS

1. PUBLIC HEARING DATE set, of September 22, 2008 to consider amending the 1984 Montgomery County Subdivision Rules and Regulations to require the submittal of automatically renewing "Evergreen" Letters of Credit, as per Notice on file.

COMMISSIONERS - COUNTY ENGINEER - AGENDA ITEMS 8H

a. PRECINCT 1

1. ACKNOWLEDGMENT approved, that the roads in Grand Harbor, Section 10, consisting of 1629.90 L.F., 0.30 Miles, have been built to County Specifications. These roads have completed the one year maintenance period. These roads are private and will not be maintained by Montgomery County. Also, Bond released, as per Memo on file.
2. ACKNOWLEDGMENT approved, that the roads in Grand Harbor, Section 14, consisting of 4973.28 L.F., 0.94 Miles, have been built to County Specifications. These roads have completed the one year maintenance period. These roads are private and will not be maintained by Montgomery County. Also, Bond released, as per Memo on file.
3. PUBLIC HEARING DATE set, of August 25, 2008 to reduce the speed limit for Cude Cemetery Road to 35 MPH from Virginia Street South to the end of Cude Cemetery Road, as per Memo on file.
4. FINAL PLAT approved, for Villa San Marino, Section 1, as per Plat on file.

b. PRECINCT 2

1. FINAL PLAT approved, for Glen Oaks, Section 4, Replat No. 1, as per Plat on file.
2. FINAL PLAT approved, for Wildlife Haven, as per Plat on file.
3. FINAL PLAT approved, for The Woodlands - College Park, Section 19, as per Plat on file.
4. ROADS accepted, in Village of Grogan' s Forest, Section 12, consisting of 1566.02 L.F., 0.30 Miles, into the one year maintenance period, effective August 11, 2008, as per Memo on file.

c. PRECINCT 3

1. FINAL PLAT approved, for Pollack Medical Plaza, as per Plat on file.
2. FINAL PLAT approved, for Sawdust Road Commercial Subdivision, as per Plat on file.

## d. PRECINCT 4

1. ROADS accepted, in Park at Oakhurst, Section 3, consisting of 2451.57 L.F., 0.46 Miles, into the one year maintenance period, effective August 11, 2008, as per Memo on file.
2. ROADS accepted, in Ridge at Oakhurst, Section 1, consisting of 2007.45 L.F., 0.38 Miles, into the one year maintenance period, effective August 11, 2008, as per Memo on file.
3. ROADS accepted, BOND released, in Bentwood Parkway Extension, Section 1, consisting of 75.78 L.F., 0.014 Miles, into the County Road System. Also, Bond released, as per Memo on file.
4. ROADS accepted, BOND released, in Rock Creek Drive, Section 2, consisting of 2147.89 L.F., 0.41 Miles, into the County Road System. Also, Bond released, as per Memo on file.
5. ROADS accepted, BOND released, in Rock Creek Drive, Section 3, consisting of 462.84 L.F., 0.09 Miles, into the County Road System. Also, Bond released, as per Memo on file.
6. UTILITY PERMIT approved, from Wapiti Operating LLC to place a 4" fiberglass emulsion line within the right of way of Old Texaco Camp Road, as per Permit on file.
7. UTILITY PERMIT approved, from Wapiti Operating LLC to place a 6" saltwater and 4" emulsion line within the right of way of Old Texaco Road, as per Permit on file.
8. FINAL PLAT approved, for Peach Creek Plantation, Section 2, as per Plat on file.

## e. ALL PRECINCTS

1. OVERLOAD/OVERSIZE PERMIT approved, from Southern Food Groups, LP dba Schepps Dairy-Houston to move dairy products across various County Roads. The permits will expire November 28, 2008 (Bond on file), as per Application for Permit on file.
2. OVERLOAD/OVERSIZE PERMIT approved, from Anderson Dump Trucking, Inc. to move dirt across various County Roads. The permits will expire October 31, 2008 (Bond submitted), as per Application for Permit on file.

## SHERIFF - AGENDA ITEM 8I

- a. DONATION accepted, of \$500.00 from the Montgomery County Sheriff' s Citizens Academy Alumni Association for the certification of Bianca, the MCSO Drug Dog. To be recorded in line item 560150-73573, as per Memo on file. (Check forwarded to County Treasurer for further handling).

DISTRICT CLERK - AGENDA ITEMS 8J

- a. DEPUTATIONS approved, of the District Clerk' s New Employees as follows:
    - 1. Devon Phelps - Deputy District Clerk
    - 2. Christy Aldape - Deputy District Clerk
- as per Deputations on file.

LIBRARY - AGENDA ITEMS 8K

- a. DONATION accepted, from Arthur and Peggy Bredehoft for \$1,080.00. To be deposited into the Library' s Memorial/Gift Account, #6511-7392 for purchases at the Mitchell Library and for glass etching for the Donor Wall, as per Memo on file. (Check forwarded to County Treasurer for further handling).
- b. CHECK accepted, from Exxon/Mobil Foundation for \$500.00. To be deposited into the Library' s Memorial/Gift account, #6511-7392 for purchases for the Genealogy collection at the Central Library, as per Memo on file. (Check forwarded to County Treasurer for further handling).

COUNTY ATTORNEY - AGENDA ITEM 8L

- a. RESOLUTION approved, accepting a check in the amount of \$225,000.00 from the Montgomery County Fair Association as a donation toward the purchase of land in the vicinity of the Lone Star Convention and Expo Center, as per Resolution and Order on file. (No check submitted to County Clerk).

Motion carried.

END OF CONSENT AGENDA

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7. APPOINTMENT APPROVED - EMERGENCY COMMUNICATION DISTRICT - COUNTY JUDGE

Motion by Commissioner Chance, seconded by Commissioner Rinehart, to approve appointment of Ann Carr to the Montgomery County Emergency Communication District for a two year term. Ms. Carr is currently fulfilling the balance of Mr. J.C. Edwards' term which expires September 30, 2008, as per Memo on file. Motion carried.

8. REAPPOINTMENT APPROVED - TRI-COUNTY MHMR BOARD OF TRUSTEES - COUNTY JUDGE

Motion by Commissioner Chance, seconded by Commissioner Meador, to approve reappointment of the following to the Tri-County Mental Health Retardation Services Board of Trustees:

- a. Janet Qureshi
- b. David Walker

as per Request on file. Motion carried.

AGENDA ITEM 9C - POLICY MANUAL CHANGES - COUNTY JUDGE - DEFERRED

9. GRANT ADJUSTMENT NOTICE APPROVED - REGIONAL I-INFO PROJECT - EMERGENCY MANAGEMENT

Motion by Commissioner Rinehart, seconded by Commissioner Chance, to approve 2007 Grant Adjustment Notice from the Governor' s Division of Emergency Management and authorize Judge Sadler to sign the grant acceptance letter. This is a \$300,000 increase over the previous allocation. These funds were transferred from the City of Houston for Montgomery County Emergency Management to administer the Region I-Info Project, as per Memo and Grant Adjustment Notice on file. Motion carried.

10. VARIANCE REQUESTS APPROVED - AEROBIC ON-SITE SYSTEMS - ENVIRONMENTAL HEALTH

Motion by Commissioner Meador, seconded by Commissioner Chance, to approve variance requests to install aerobic on-site systems in the 100-year floodplain located at:

- a. 25442 Ferguson, Splendora, Texas 77372 - Elidia Arteaga
- b. 8210 Deer Lodge Road, Magnolia, Texas 77354 - John Hoffart

as per Variance Requests on file. Motion carried.

AGENDA ITEM 12A - TRANSFER OF FUNDS - CONSTABLE PRECINCT 4 - DEFERRED

11. ADDENDA B ADDED - MAGNOLIA ISD SCHOOL RESOURCE OFFICERS - CONSTABLE PRECINCT 5

Motion by Commissioner Doyal, seconded by Commissioner Meador, to approve Addenda B - Magnolia ISD School Resource Officers pay summary for 2008/2009 School Year. This will be retroactive back to 8-1-08, per MISD Contract, as per Memo and Addenda B on file. Motion carried.

## 12. REQUEST APPROVED - TRANSFER OF FUNDS - SHERIFF

Motion by Commissioner Meador, seconded by Commissioner Chance, to approve the following transfer to correctly fund the position involved in personnel change:

<u>AMOUNT</u>	<u>FROM</u>	<u>TO</u>
\$3,411.17	5601-7102-9999-999	5601-7102-5903-38

This transfer does not constitute an increase in the salary budget, as per Memo on file. Motion carried.

## 13. ADDITIONAL LINE ITEM APPROVED - MORAL RECONATION THERAPY WORKBOOKS - DRUG COURT

Motion by Commissioner Doyal, seconded by Commissioner Meador, to approve an additional line item for the purchase and reimbursement of Moral Reconciliation Therapy Workbooks and allow the Drug Court to purchase more workbooks, as per Memo on file. Motion carried.

## 14. REQUEST APPROVED - TRANSFER OF FUNDS - LIBRARY

Motion by Commissioner Meador, seconded by Commissioner Chance, to transfer \$1,228.00 from Funding position, 6511-9999-999, to position 6511-7053-1. This transfer will not impact the salary budget, as per Request on file. Motion carried.

## 15. REQUEST APPROVED - LIBRARY CLOSING FOR STAFF DEVELOPMENT DAY - LIBRARY

Motion by Commissioner Meador, seconded by Commissioner Chance, to authorize closing library facilities for Staff Development Day on Friday, September 12, 2008, or as appropriate to fit scheduling needs, as per Request on file. Motion carried.

## 16. REQUEST APPROVED - SACRED HEART USE OF LIBRARY PARKING LOT - LIBRARY

Motion by Commissioner Meador, seconded by Commissioner Chance, to approve Sacred Heart Church to use a portion of the parking lot at the Central Library for overflow parking on the evening of September 5, 2008, subject to submission of appropriate paperwork, as per Request on file. Motion carried.

## 17. REQUEST APPROVED - PURCHASE OF HP OFFICEJET PRINTER - AUDITOR

Motion by Commissioner Doyal, seconded by Commissioner Chance, to approve the request by Justice of Peace Pct. 2 to use \$466.64 from the Technology Fund for the purchase of an HP OfficeJet Pro L7680 Color Printer/Copier/Scanner Fax. To be transferred from the Technology Fund into Line Item 456.7390 for purchase, as per Memo on file. Motion carried.

18. REQUEST APPROVED - PURCHASE OF OKI PACEMARK 4410 PRINTERS - AUDITOR

Motion by Commissioner Doyal, seconded by Commissioner Chance, to approve the request by Justice of Peace Pct. 3 to use \$5,139.18 for two (2) OKI Pacemark 4410 Printers, as per Memo on file. Motion carried.

19. REQUEST APPROVED - STENOCAT USERS NETWORK ATTENDANCE - AUDITOR

Motion by Commissioner Chance, seconded by Commissioner Doyal, to approve request by 9<sup>th</sup> District Court to use \$1,234.84 from the Court Reporter Service Fund to attend the StenoCAT Users Network Fall Conference, as per Memo on file. Motion carried.

AGENDA ITEMS 18A-1,2,3,4,5,6,8,11,12,14-20 - RECOMMENDATIONS AND CONTRACTS - DEFERRED

20. RECOMMENDATIONS AND CONTRACTS APPROVED - VETERINARY SUPPLIES (LOTS DRAWN) - PURCHASING

Motion by Commissioner Rinehart, seconded by Commissioner Chance, to award the bid for Veterinary Supplies - Animal Shelter/Animal Control, Project #2008-0123, to Webster Veterinary, Inc. Awarded items outlined, as per Recommendation and Contract on file. Motion carried.

21. RECOMMENDATIONS AND CONTRACTS APPROVED - PURCHASING (AGENDA ITEMS 18A-7,9,10,13)

Motion by Commissioner Meador, seconded by Commissioner Doyal, to approve the following recommendations and contracts:

- a. RFP/Q Long Distance Thermal Imaging Cameras - Various Departments - Project #2008-0138, opened July 23, 2008, awarded to Wahl Instrument Co.
- b. Veterinary Supplies - Animal Shelter/Animal Control - Project #2008-0123, opened July 30, 2008, awarded to Bayer Health Care, Webster Veterinary, Inc., and TW Medical Veterinary Supply.
- c. Printing of Forms - Elections - Project #2008-0136, opened July 30, 2008, awarded to Color Graphics Co.
- d. Fatheree Road Ditch Riprap - Precinct #4 - Project #2008-0157, opened August 7, 2008, awarded to Rebel Contractors for \$144,715.00.

as per Recommendations and Contracts on file. Motion carried.

22. DISCRETIONARY EXEMPTIONS APPROVED - WATER WELL EMERGENCY REPAIR AND CONTRACTS FOR JUVENILE SERVICES - PURCHASING

Motion by Commissioner Meador, seconded by Commissioner Chance, to approve the following discretionary exemptions:

a. Emergency Repair of Water Well at Lake Conroe Park - Precinct #1 at \$4,993.30 provided by Weisinger Water Well, Inc. To be considered a discretionary exemption per Texas Local Government Code 262.024 - Precinct #1.

b. Contracts for non-residential services provided by:

1. Walter Y. Quijano, PHD, PC
2. Ronald J. Massey, PHD

To be considered a discretionary exemption per Texas Local Gov' t Code Section 262.024 - Juvenile Services.

c. Contracts for residential services provided by:

1. 4M Youth Services - Rockdale Regional Juvenile Justice Center
2. Granbury Regional Juvenile Center
3. Incentive' s of Texas

To be considered a discretionary exemption per Texas Local Gov' t Code Section 262.024 - Juvenile Services.

as per Invoice and Contracts on file. Motion carried.

23. AMENDMENT #3 APPROVED - JOE CORLEY DETENTION CENTER - PURCHASING

Motion by Commissioner Chance, seconded by Commissioner Rinehart, to approve amendment #3 to the maintenance and operations agreement between Montgomery County and GEO Group, Inc. for the operation of the Joe Corley Detention Facility to establish the daily operations and management fee for housing prisoners for the U.S. Department of Homeland Security-Immigration and Customs enforcement (ICE) at \$52.64 per day. Original contract approved in Commissioners' Court on May 21, 2007, as per Amendment No. 3 on file. Motion carried.

24. PROPOSAL APPROVED - WETLANDS DELINEATION REPORT - PURCHASING

Motion by Commissioner Chance, seconded by Commissioner Rinehart, to approve the proposal from Michael Baker, Jr., Inc. to provide a Wetland Delineation Report on an approx. 27.6 acre property southwest of Dawnwood Road, for the Spring Creek Greenway Project - Precinct #3, for a fee of \$12,946.50, as per Proposal on file. Motion carried.

## 25. PROPOSAL APPROVED - TRAFFIC SIGNAL DESIGN-PCT #3 - PURCHASING

Motion by Commissioner Chance, seconded by Commissioner Rinehart, to approve the proposal from Entech Civil Engineers, Inc. to provide engineering services for traffic signal design on Rayford Road at Wild Rose Dr., Canyon Ranch Dr., and Legends Run Dr. for a fee of \$43,531.89, as per Proposal on file. Motion carried.

## 26. CONTRACT APPROVED - SPORTS COMPLEX DESIGN BUILD - PURCHASING

Motion by Commissioner Rinehart, seconded by Commissioner Chance, to approve the contract with Burnside Services, Inc. for Design Build of a Sports Complex - Precinct #4 in the amount of \$2,230,663.26. Contractor's qualifications previously approved in Commissioners' Court on June 2, 2008, as per Contract on file. Motion carried.

## 27. INTERLOCAL AGREEMENT APPROVED - RADIO SYSTEM ACCESS BY CISD - COUNTY ATTORNEY

Motion by Commissioner Rinehart, seconded by Commissioner Doyal, to approve Interlocal Agreement for access to Montgomery County's New Radio System by Conroe Independent School District ("CISD") and Mutual Aid Agreement to provide CISD with radios to enable said access, as per Interlocal Agreement and Mutual Aid Agreement on file. Motion carried.

## AGENDA ITEM 19B - PINNACLE TOWERS LLC LICENSE AGREEMENT - TAMINA AREA TOWER SPACE - COUNTY ATTORNEY - DEFERRED

## 28. TAX ABATEMENT AGREEMENT APPROVED - SECTIONAL POLES, USA - COUNTY ATTORNEY

Motion by Commissioner Rinehart, seconded by Commissioner Doyal, to approve tax abatement agreement between Montgomery County, Texas, and Sectional Poles, USA, as per Tax Abatement Agreement on file. Motion carried.

## AGENDA ITEM 19D - CONTRACT - TXDOT GRANT FUNDING ADMINISTRATION - COUNTY ATTORNEY - DEFERRED

## 29. AMENDMENT #1 APPROVED - LOCAL INITIATIVE PROJECTS FUNDING - COUNTY ATTORNEY

Motion by Commissioner Meador, seconded by Commissioner Chance, to approve Amendment #1 to Grant Agreement with the Texas Commission on Environmental Quality ("TCEQ") for the funding of the local initiative projects in Montgomery County, Texas, and authorize County Judge to execute same, as per Contract Amendment on file. Motion carried.

## 30. RESOLUTION AND ORDER APPROVED - DITCH IMPROVEMENTS - COUNTY ATTORNEY

Motion by Commissioner Meador, seconded by Commissioner Doyal, to approve Resolution and Order between Montgomery County, Texas and the City of Willis to coordinate efforts to widen and improve ditches on the South side of Hill Street from Campbell to N. Danville, as per Resolution and Order on file. Motion carried.



31. CORRECTION DONATION DEED APPROVED - FISH CREEK THOROUGHFARE - COUNTY ATTORNEY

Motion by Commissioner Doyal, seconded by Commissioner Meador, to approve Correction Donation Deed for conveyance of a 64.09 acre tract of land from Woodforest Partners, L.P., with said property to be used in conjunction with the dedication, construction, and development of the Fish Creek Thoroughfare Project, and authorize the County Judge to execute same. Also, to accept a partial release of lien on said property from Robbye R. Waldron, Trustee of the Ebco Land Development, Ltd., and John Bennett Ebner and Kay E. Ebner Liquidating Trust, as per Order, Correction Donation Deed, and Partial Release of Lien on file. Motion carried.

32. PROFESSIONAL SERVICES AGREEMENT APPROVED - 9<sup>TH</sup> DISTRICT COURT CLERICAL DUTIES - COUNTY ATTORNEY

Motion by Commissioner Meador, seconded by Commissioner Doyal, to approve Professional Service Agreement with Taylor Thomas to provide general clerical duties for the 9<sup>th</sup> Judicial District Court of Montgomery County, Texas, and authorize exemption pursuant to 262.024 of the Tx. Loc. Gov' t Code from bidding requirements of Section 262, and authorize the County Judge to sign the agreement, as per Personal Services Agreement on file. Motion carried.

33. CONTRACT APPROVED - CHRISTIANS AGAINST SUBSTANCE ABUSE - COUNTY ATTORNEY

Motion by Commissioner Doyal, seconded by Commissioner Meador, to approve Contract for Home Investment Partnership Program with the Christians Against Substance Abuse for use of home funds for construction costs associated with purchasing and remodeling its halfway-house facility for transitional housing of paroled offenders, as per Agreement on file. Motion carried.

34. ASSIGNMENTS APPROVED - LONE STAR EXECUTIVE AIRPORT - COUNTY ATTORNEY

Motion by Commissioner Doyal, seconded by Commissioner Meador, to approve the following assignments of property (Phase IV Development, Bldg. D) leased at the Lone Star Executive Airport by Keven Dowell to:

1. David Christy (Unit 4)
2. Everett Aviation, L.P. (Unit 9)

as per Order and Partial Assignments on file. Motion carried.

35. PUBLIC HEARING APPROVED - DECKER PRAIRIE ROSEHILL ROAD STOP SIGNS - PRECINCT 2

Motion by Commissioner Doyal, seconded by Commissioner Meador, to approve placement of multi-way stop signs on Decker Prairie Rosehill Road at Coe Loop, as per Memo on file. Motion carried.

36. ORDER APPROVED - WOODLANDS CHAMBER OF COMMERCE - PRECINCT 3

Motion by Commissioner Chance, seconded by Commissioner Meador, to approve Order authorizing executing an agreement to promote Community and Economic Development with the South Montgomery County Woodlands Chamber of Commerce Economic Development Partnership Division and authorizing Ed Chance to sign on behalf of Commissioners' Court, as per Order on file. Motion carried.

## 37. REQUEST APPROVED - PURCHASING INVENTORY REDUCTION - PCT 4

Motion by Commissioner Rinehart, seconded by Commissioner Doyal, to approve removing the following items from Precinct 4's purchasing inventory which has been damaged, salvaged or transferred to other departments:

1. Unit 18036 - A/C unit, Sun, (s/n) H913559B, (Model) HVA60-1-15.
2. Unit 27114 - Portable Radio, Ericsson, (s/n) 0004H83, (Model) H9585X
3. Unit 27115 - Portable Radio, Ericsson, (s/n) 0004AH4, (Model) H9586X
4. Unit 27631 - Adtran, (s/n) DDS3WSXAAA/906B8815
5. Unit 27632 - Adtran, (s/n) SG90660754, (Model) DEH3593
6. Unit 29211 - Whelens, (s/n) 232430, (Model) 9622
7. Unit 29872 - Topcon Laser, (s/n) recr LX0603, (Model) RL-H15
8. Unit 32143 - Spectra Laser, (s/n) 3282, (Model) GL722
9. Unit 32144 - Spectra Receiver Bullseye, (s/n) B31797
10. Unit 32145 - Spectra Receiver Bullseye, (s/n) B31798
11. Unit 32788 - Laser Receiver, (s/n) not listed

\* Attempting to locate at this time:

12. Unit 451 - Fruehauf Tanker Trailer
13. Unit P406 - 1971 Ford, Water truck, (s/n) N90KUL54614 (Model) F900

as per Memo on file. Motion carried.

## EXECUTIVE SESSION

The Court recessed into Executive Session in the County Judge's Chambers to discuss matters pursuant to one or more of the following Provisions of the Texas Government Code, to wit: Chapter 551, Sub-Chapter D:

1. Consider and discuss Montgomery County, Texas vs. New Millennium Homes, Inc., Developers Surety and Indemnity Company, and Western Surety Company
2. Consider and discuss claim presented by John B. Wing of Wing Aviation
3. Consider and discuss potential settlement of issues involved in FCC proceeding on rebanding of radio frequencies
4. Consider and discuss the purchase of real estate
5. Consider and discuss Cause No. 08-01-00609-CV, styled Montgomery County, Texas vs. The Travelers Indemnity Company, Et Al; in the 410<sup>th</sup> Judicial District Court of Montgomery County, Texas

COURT RECONVENED WITH ALL MEMBERS OF THE COURT PRESENT

38. RESOLUTION AND ORDER APPROVED - LITIGATION PURSUANCE - COUNTY ATTORNEY

Motion by Commissioner Meador, seconded by Commissioner Chance, to approve authorizing the County Attorney's Office to pursue litigation on behalf of Montgomery County, Texas against New Millennium Homes, Inc., Developers Surety and Indemnity Company, and Western Surety Company, as per Resolution and Order on file. Motion carried.

39. REQUEST APPROVED - MEAL PURCHASES FOR CIVIL SERVICE HEARINGS - CIVIL SERVICE COMMISSION

Motion by Commissioner Meador, seconded by Commissioner Chance, to approve meal purchases for Civil Service hearings on an as-needed basis. Funding to be provided through existing civil service department budget, as per Memo on file. Motion carried.

40. PAYROLL CHANGE REQUESTS APPROVED - HUMAN RESOURCES

Motion by Commissioner Meador, seconded by Commissioner Doyal, to approve the following Payroll Change Requests:

request of Animal Shelter to accept the resignation of Rebecca Henning, Kennel Help, effective July 21, 2008

request of Building Maintenance to accept the resignation of Craig Case, Maintenance Tech III, with 104.06 vacation hours due, 189.50 comp hours due, and 8 holiday hours due, effective August 8, 2008

request of Building Maintenance to discharge James Langley, Maintenance Tech III, with 40.76 vacation hours due, and 126.13 comp hours due, effective July 24, 2008

request of Building Maintenance to accept the retirement of William Wells, Maintenance Tech II, with 100.958 vacation hours due, and 4 comp hours due, effective July 25, 2008

request of CIS to accept the resignation of Charles Crouse, Support Services Manager, with 6.24 vacation hours due, effective August 8, 2008

request of Commissioner Pct 1 to place William McKinzie, Operator III, on payroll, effective August 11, 2008

request of Commissioner Pct 2 to accept the resignation of Coy Manis, Operator I, with 12.20 vacation hours due, and 8 holiday hours due, effective August 1, 2008

request of Commissioner Pct 3 to increase the salary of Shirley Grimes, Comm Facilities Worker, minimum wage increase, effective July 24, 2008

request of Commissioner Pct 3 to discharge Kyle L. Simpson, Operator I, effective July 21, 2008

request of County Attorney to decrease the salary of Chrissy Pierce, Clerk II, funding shortage, effective October 1, 2008

request of County Attorney to decrease the salary of Regina Wilson, Office Supervisor I, funding shortage, effective October 1, 2008

request of County Clerk to place Tiffany Gaunce, Clerk II, on payroll, (replacement for Norma Gipson), effective July 28, 2008

request of Custodial to accept the resignation of Ercilia Vasquez, Custodian, with 9.24 vacation hours due, effective August 8, 2008

request of District Clerk to place Kathleen Foote, Court Clerk II, on payroll, (replacement for Cortney Wroten), effective July 29, 2008

request of Environmental Health to place Nyla Dalhaus, Clerk III, on payroll, (replacement for Aundrea Lindsey), effective August 4, 2008

request of Environmental Health to promote Aundrea Lindsey, from Clerk III to Clerk IV, (replacement for Ana Arias), effective July 28, 2008

request of JP #3 to increase the salary of Kimberly Blumhost, Court Clerk II, probationary period completed, effective August 23, 2008

request of Juvenile Probation to place Rebecca Louise Duran, Juvenile Probation Officer, on payroll, (replacement for David Rembert), effective August 4, 2008

request of Juvenile Probation to change status for Jason A. Ganaway, from Substitute Detention Officer to Officer - Juvenile Detention, (replacement for Daphna Schmidt), effective July 26, 2008

request of Juvenile Probation to place Danielle Linders-Hollis, Officer - Advisor, on payroll, (replacement for Henry Thompson), effective August 8, 2008

request of Juvenile Probation to accept the resignation of Jason Milo, Juvenile Probation Officer, with 4.62 vacation hours due, effective July 23, 2008

request of Library to accept the resignation of Serenity K. Kettwich, Library Assistant II, effective August 1, 2008

request of Library to accept the retirement of Paulette J. Kosut, Library Assistant II, with 157.0645 vacation hours due, and 1.75 comp hours due, effective September 30, 2008

request of Library to increase the salary of Catherine E. Pells, Branch Manager, probationary period completed, effective July 26, 2008

request of Library to promote Margaret C. Teague, from Library Assistant II to Library Assistant IV, (replacement for Kathryn Borchers), effective July 26, 2008

request of Recycle Station - Pct 3 to correct Payroll Change Request Form approved by Commissioners' Court 07/07/08 for Paul Culbertson, Operator II Recycle, from part time to full time, effective June 9, 2008

request of Sheriff to increase the salary of Christopher M. Carswell, Deputy - Detention, effective June 28, 2008

request of Sheriff to promote Paul Cassidy Jr., from Deputy - Patrol District #2 to Corporal - Recruiting, (replacement for Mark Handler), effective July 26, 2008

request of Sheriff to increase the salary of Todd E. Downing, Deputy - Detention, effective June 28, 2008

request of Sheriff to increase the salary of Jesse G. Fluellen, effective June 28, 2008

request of Sheriff to promote Amy Gurka, from Deputy - Patrol District #4 to Detective, (replacement for James Glisson), effective July 26, 2008

request of Sheriff to increase the salary of Stephanie J. Hall, Deputy - Detention, effective June 28, 2008

request of Sheriff to place Juanita Hampton, Dispatcher, on payroll, (replacement for Benita Flowers), effective July 26, 2008

request of Sheriff to place Valerie Hinson, Dispatcher, on payroll, (replacement for Cindy Holdaway), effective August 2, 2008

request of Sheriff to increase the salary of Jason L. Hodges, Deputy - Detention, effective June 28, 2008

request of Sheriff to increase the salary of Shannon R. Holmes, Deputy - Detention, effective June 28, 2008

request of Sheriff to increase the salary of Aaron M. Lamphier, Deputy - Detention, effective June 28, 2008

request of Sheriff to place Brian Lennon, Deputy - Walden Patrol, on payroll, (replacement for Rodger Thompson), effective August 9, 2008

request of Sheriff to increase the salary of Ella L. Lewis, Deputy - Detention, effective June 28, 2008

request of Sheriff to place Donna Martin, Clerk IV, on payroll, (replacement for Arissa Moore), effective August 2, 2008

request of Sheriff to increase the salary of Robert L. Martin, Deputy - Detention, effective June 28, 2008

request of Sheriff to increase the salary of Melissa J. Pena, Deputy - Detention, effective June 28, 2008

request of Sheriff to increase the salary of Christopher M. Pickens, Deputy - Detention, effective June 28, 2008

request of Sheriff to increase the salary of Kenneth J. Provenzano, Deputy - Detention, effective June 28, 2008

request of Sheriff to increase the salary of Victoria Redd, Deputy - Detention, effective June 28, 2008

request of Sheriff to increase the salary of Roberta Rodriguez, Clerk IV, effective June 28, 2008

request of Sheriff to increase the salary of Rebekah Schmidt, Clerk IV, effective June 28, 2008

request of Sheriff to place Robert F. Simard III, Medic, on payroll, (replacement for Teri Cain), effective July 26, 2008

request of Sheriff to place Felicia Stewart, Dispatcher, on payroll, (replacement for Ashley Ewing), effective August 2, 2008

request of Sheriff to place Kimberly D. Taylor, Dispatcher, on payroll, (replacement for Amber Sullivent), effective August 2, 2008

request of Sheriff to transfer Rodger Thompson, from Deputy - Walden Patrol to Deputy - Patrol District #5, (replacement for Kristofer Krolczyk), effective August 9, 2008

request of Sheriff to place Roseann Udeogu-Nwosu, Clerk IV, on payroll, (replacement for Sheena Byers), effective August 4, 2008

request of Collections to increase the salary of Corey Collins, Collection Specialist I, probationary period completed, effective August 2, 2008

request of Sheriff to accept the retirement of Jo Nell Derrick, Clerk IV, with 101.03 vacation hours due, effective July 31, 2008

request of County Judge to change title of Ann Carr from Chief of Staff to Chief of Staff/Deputy Director of Emergency Management, due to additional duties, effective July 25, 2008

as per Payroll Change Requests on file. Motion carried.

41. MOTION AMENDED - LONE STAR EXECUTIVE AIRPORT ASSIGNMENTS - COUNTY ATTORNEY

Motion by Commissioner Doyal, seconded by Commissioner Doyal, to amend Motion #34 to exclude Everett Aviation, L.P. (Unit 9) from list of assignees for assignments of property (Phase IV Development, Bldg. D) leased at the Lone Star Executive Airport by Keven Dowell. Motion carried.

42. COURT RECESSED

Motion by Commissioner Meador, seconded by Commissioner Doyal, to recess this session of Commissioners' Court until 1:30 P.M. this date. Motion carried.

COURT RECONVENES - ALL MEMBERS PRESENT.

43. ORDER APPROVED - UNLIMITED TAX ADJUSTABLE RATE ROAD BONDS, SERIES 2008B - COUNTY JUDGE

Motion by Commissioner Meador, seconded by Commissioner Chance, to approve an Order approving initial terms of Montgomery County, Texas Unlimited Tax Adjustable Rate Road Bonds, Series 2008B, as per Order and Bond Sales Results on file. Motion carried.

44. COURT ADJOURNED

Motion by Commissioner Chance, seconded by Commissioner Rinehart, that this Session of Court be adjourned. Motion carried.

The above and foregoing Minutes were read and approved by the Court.

ATTEST:

Mark Turnbull, County Clerk  
Ex-Officio Clerk - Commissioners' Court  
Montgomery County, Texas

BY: \_\_\_\_\_  
COUNTY CLERK

\_\_\_\_\_  
COUNTY JUDGE